

SUBPOENA DUCES TECUM

To: US Environmental Protection Agency
5 Post Office Square - Suite 100
Boston, MA 02109

BY THE AUTHORITY OF THE STATE OF CONNECTICUT, you are hereby commanded to appear before at Cassian Reporting 55 Oak Street Hartford, Connecticut at deposition on Febraury 2, 2018 at 12 PM in the matter of Douglas P Fleming, LLC et al v Linden Landscape Architects, LLC et al WWM-CV17-6012376-S now pending in the Superior Court in the Judicial District of Windham or to such day thereafter and within sixty days hereof on which said action is to legally be tried, to testify as to what you know in this civil action.

The scope of examination of the deposition will regard all current design and environmental conditions as built over the course of the last three years at Veterans Memorial Park in Middletown, Connecticut.

AND YOU ARE FURTHER COMMANDED, to bring with you and produce, at the same time and place, the following:

(1) A copy of all emails, letters and communications she has received or sent concerning Veterans Memorial Park in Middletown, Connecticut as well as any and all wastewater and environmental issues concerning the land it rests on or is adjacent to that have been received from or sent to FEMA, the Army Corps of Engineers and the Connecticut Department of Energy and Environmental Protection.

(2) A copy of all permits and applications received by it to develop or modify wetlands within and/or adjacent to the 100 year flood plain located in Veteran's Memorial Park in Middletown, Connecticut;

(3) A copy of all inspection results and reports generated by it concerning the land on which Veteran's Memorial Park in Middletown, Connecticut rests.

Joseph P Casey

A true copy Attest

1-18-18

Deputy Sheriff Suffolk County

HEREOF FAIL NOT, UNDER PENALTY OF LAW.

To any proper officer, make due service and return.

Dated at Plainfield, Connecticut this 17th day of December, 2017.

A handwritten signature in black ink that reads "Edward Bona". The signature is written in a cursive style with a horizontal line underneath it.

Edward Bona
Commissioner of the Superior Court
PO Box 13
Plainfield, CT 06374
(860) 889-5930
edward-bona@comcast.net

DOCKET NO. WWM-CV17-6012376-S : SUPERIOR COURT

DOUGLAS P FLEMING, LLC : J.D. OF WINDHAM

VS : AT PUTNAM

**LINDEN LANDSCAPE ARCHITECTS,
LLC, THOMAS LINDEN AND
CONNECTICUT TREES OF HONOR
MEMORIAL, INC. : DECEMBER 17, 2017**

NOTICE OF DEPOSITION

The Plaintiffs hereby provides that they will take the deposition of The Environmental Protection Agency at Cassian Reporting 55 Oak Street Hartford, Connecticut by court reporter and videographer February 2, 2018 at 1200 PM and to such dates and times as the deposition may be continued as need be.

The scope of examination of the deposition will regard all current design and environmental conditions as built over the course of the last three years.

The Deponent or its designee is directed to bring with it:

(1) A copy of all emails, letters and communications she has received or sent concerning Veterans Memorial Park in Middletown, Connecticut as well as any and all wastewater and environmental issues concerning the land it rests on or is adjacent to that have been received from or sent to FEMA, the Army Corps of Engineers and the Connecticut Department of Energy and Environmental Protection.

(2) A copy of all permits and applications received by it to develop or modify wetlands within and/or adjacent to the 100 year flood plain located in Veteran's Memorial Park in Middletown, Connecticut;

(3) A copy of all inspection results and reports generated by it concerning the land on which Veteran's Memorial Park in Middletown, Connecticut rests.

FOR THE PLAINTIFFS,
DOUGLAS P FLEMING LLC
DOUGLAS FLEMING

/s/ 411570
Edward Bona
PO Box 13
Plainfield, CT 06374
edward-bona@comcast.net
(860) 889-5930

CERTIFICATE OF SERVICE

I, Edward Bona, hereby certify that a copy of the foregoing was served on counsel for the following parties whose appearance is on record this December 17, 2017:

Urdike, Kelly & Spellacy via bberger@uks.com

Cooney Scully & Dowling via lbb@csd-law.com

/s/ 411570
Edward Bona